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11 Attorneys for Plaintiffs

13 UNITED STATES DISTRICT COURT

14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

16 SAMUEL L. GENSAW III, ET AL.

Civil Case No.: C 07 3009

17 Plaintiffs,

**PLAINTIFFS' RULE 26(f) REPORT**

18 v.

19 DEL NORTE COUNTY UNIFIED  
SCHOOL DISTRICT, ET AL.

Hon. Wayne D. Brazil

20 Defendants.

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23 In an effort to facilitate meaningful settlement negotiations, the parties to the  
above-entitled action have not yet conferred concerning Rule 26(a)(1) initial disclosures, the  
preservation of discoverable information, or the development of a discovery plan.

24 While plaintiffs have provided a courtesy copy of the Complaint to counsel for  
defendants, plaintiffs have not yet formally served the Complaint on the defendants. Plaintiffs  
25 have refrained from serving the Complaint to allow time for (1) the defendant School District to

1 respond to and produce documents requested by the ACLU pursuant to the Public Records Act;  
2 (2) plaintiffs' counsel to review and analyze the voluminous documents produced by the School  
3 District; and (3) meetings with the School District in an effort to resolve this case informally.  
4 At this time, the requested documents have been produced, plaintiffs are far along in their  
5 review and analysis of the documents, and the School District has agreed to meet with plaintiffs  
6 during the first part of October to discuss possible settlement.

7         Should the results of this meeting suggest that further settlement negotiations are  
8 unlikely to bear fruit, plaintiffs will commence discovery-related activities and will confer with  
9 the defendants concerning Rule 26(a)(1) initial disclosures, the preservation of discoverable  
10 information, and the development of a discovery plan.

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Respectfully submitted,

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DATED: September 10, 2007

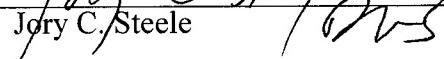
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION OF NORTHERN CALIFORNIA

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By:

Jory C. Steele



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DATED: September 10, 2007

COVINGTON & BURLING LLP

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By:

Donald W. Brown



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Attorneys for Plaintiffs

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